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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 RICKY LEWIS,

9 *Plaintiff,*

10 vs.

11 STATE OF NEVADA, *et al.*

12 *Defendants.*
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3:13-cv-00312-MMD-WGC

ORDER

15 The Court having been advised that the case has not been resolved during the stay, this prisoner
16 civil rights action shall proceed forward.

17 IT THEREFORE IS ORDERED:

18 1. That, on petitioner's application (#1) to proceed *in forma pauperis*, petitioner shall file
19 within **twenty-one (21) days** of entry of this order an executed CJA 23 financial affidavit.¹ The action
20 will be dismissed without further advance notice if plaintiff does not timely do so.

21 2. That the stay previously entered herein is lifted and that, within **twenty-one (21)** days
22 of entry of this order, the Attorney General's Office shall file a notice advising the Court and plaintiff
23 of: (a) the names of the defendant(s) for whom it accepts service; (b) the names of the defendant(s) for
24 whom it does **not** accept service, **and** (c) the names of the defendant(s) for whom it is filing last-known-
25 address information under seal. As to any of the named defendant(s) for whom the Attorney General's
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27 ¹See, e.g., *Putzer v. Attal*, No. 2:13-cv-00165-APG-CWH, #10 (D. Nev. Aug. 23, 2013)(the
28 Prison Litigation Reform Act fee-payment provisions continue to apply following a former inmate's
release from physical custody); #4, at 15 n.14 (referencing issue).

1 Office cannot accept service, the Office shall file, under seal, the last known address(es) of those
2 defendant(s) for whom it has such information.

3 3. If service cannot be accepted for any of the named defendant(s), plaintiff shall file a
4 motion identifying the unserved defendant(s), requesting issuance of a summons, and specifying a full
5 name for the defendant(s). For the defendant(s) as to which the Attorney General has not provided
6 last-known-address information, plaintiff shall provide the full name **and** address for the defendant(s).

7 4. If the Attorney General accepts service of process for any named defendant(s), such
8 defendant(s) shall file and serve an answer or other response to the remaining claims **within sixty (60)**
9 **days** from entry of this order.

10 5. That, henceforth, plaintiff shall serve upon defendants' counsel a copy of every pleading,
11 motion or other document submitted for consideration by the Court and shall attach a certificate of such
12 service with the paper submitted. Plaintiff shall direct service to the individual attorney named in the
13 notice of appearance, at the address stated therein. The Court may disregard any paper received by a
14 judge that has not been filed with the Clerk and any paper which fails to include a certificate showing
15 proper service.

16 The Clerk shall SEND plaintiff two copies of a CJA 23 financial affidavit form.

17 DATED: April 9, 2014.

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WILLIAM G. COBB
22 United States Magistrate Judge
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